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8   IN THE UNITED STATES DISTRICT COURT

9   FOR THE EASTERN DISTRICT OF CALIFORNIA

10   DAVID WAYNE ELMORE,

11   Plaintiff,   No. CIV S-04-2657 GEB PAN P

12   vs.

13   TOM L. CAREY, et al.,

14   Defendants.   ORDER

15   _____/

16   Plaintiff is a prisoner who is proceeding pro se and in forma pauperis. Plaintiff

17   seeks relief pursuant to 42 U.S.C. § 1983.

18   On February 17, 2006, the court ordered the United States Marshal to serve the

19   complaint on defendants. Process directed to defendant Solomon was returned unserved because

20   "unable to locate." Plaintiff must provide additional information to serve these defendants.

21   Plaintiff shall promptly seek such information through discovery, the California Public Records

22   Act, Calif. Gov't. Code § 6250, et seq., or other means available to plaintiff. If access to the

23   required information is denied or unreasonably delayed, plaintiff may seek judicial intervention.

24   Accordingly, IT IS HEREBY ORDERED that:

25   1. The Clerk of the Court is directed to send to plaintiff one USM-285 form,

26   along with an instruction sheet and a copy of the amended complaint filed October 14, 2005;

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1   2. Within sixty days from the date of this order, plaintiff shall complete and

2 submit the attached Notice of Submission of Documents to the court, with the following

3 documents:

4   a. One completed USM-285 form for defendant Solomon;

5   b. Two copies of the endorsed complaint filed October 14, 2005; and

6   c. One completed summons form (if not previously provided)

7 or show good cause why he cannot provide such information.

8 DATED: May 10, 2006.

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10   UNITED STATES MAGISTRATE JUDGE

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7   IN THE UNITED STATES DISTRICT COURT

8   FOR THE EASTERN DISTRICT OF CALIFORNIA

9   DAVID WAYNE ELMORE,

10   Plaintiff,   No. CIV S-04-2657 GEB PAN P

11   vs.

12   TOM L. CAREY, et al.,   NOTICE OF SUBMISSION

13   Defendants.   OF DOCUMENTS

14   _____/

15   Plaintiff hereby submits the following documents in compliance with the court's

16   order filed _____:

17   _____   completed summons form

18   1   completed USM-285 forms

19   2   copies of the October 14, 2005

                             Amended Complaint

20   DATED:

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22   _____

                                            Plaintiff

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